

1 PATRICK H. HICKS, ESQ., Bar # 4632  
2 ETHAN D. THOMAS, ESQ., Bar #12874  
3 LITTLER MENDELSON, P.C.  
4 3960 Howard Hughes Parkway  
5 Suite 300  
6 Las Vegas, NV 89169-5937  
7 Telephone: 702.862.8800  
8 Fax No.: 702.862.8811  
9 Email: [phicks@littler.com](mailto:phicks@littler.com)  
[edthomas@littler.com](mailto:edthomas@littler.com)

10  
11 Attorneys for Defendant  
12 DESERT PALACE, INC.  
13 d/b/a CAESARS PALACE  
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16 **UNITED STATES DISTRICT COURT**  
17 **DISTRICT OF NEVADA**

18  
19 WILLIAM J. BERRY, JR., CYNTHIA  
20 FALLS, and SHANE KAUFMANN,

21 Plaintiffs  
22 vs.  
23 DESERT PALACE, INC, d/b/a CAESARS  
24 PALACE, DOES I through x, et al.,  
25 Defendants.

26 Case No. 2:17-cv-00019-APG-BNW

27 **STIPULATION AND ORDER TO**  
28 **DISMISS PLAINTIFF CYNTHIA**  
**FALLS' AND PLAINTIFF SHANE**  
**KAUFMANN'S CLAIMS WITH**  
**PREJUDICE**

29  
30 Plaintiffs CYNTHIA FALLS and SHANE KAUFMANN and Defendant DESERT  
31 PALACE, INC. d/b/a CAESARS PALACE, by and through their respective counsel of record,  
32 hereby stipulate and respectfully request an order dismissing Plaintiff CYNTHIA FALLS and  
33 Plaintiff SHANE KAUFMANN's claims and causes of action asserted in this action with prejudice.<sup>1</sup>

34 The parties agree that no party to this stipulation shall be deemed to be a prevailing party in  
35 this action as to the claims dismissed by this stipulation and that no party will file for an award of  
36 attorneys' fees or costs pursuant to any rule, statute, or law, whether local, state, or federal, in any

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1 forum that would be available for the claims dismissed by this stipulation.

2 Each party to this stipulation shall bear its own costs and fees for the claims dismissed by this  
3 stipulation.

4 Dated: September 27, 2021

5 Respectfully submitted,

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7 */s/ Danielle J. Barraza*

8 JASON R. MAIER, ESQ.  
9 DANIELLE J. BARRAZA, ESQ.

10 MAIER GUTIERREZ & ASSOCIATES

11 KATHLEEN J. ENGLAND, ESQ.  
12 GILBERT & ENGLAND LAW FIRM

13 Attorneys for Plaintiffs

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Dated: September 27, 2021

Respectfully submitted,

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20 */s/ Ethan D. Thomas*

21 PATRICK H. HICKS, ESQ.  
ETHAN D. THOMAS, ESQ.  
LITTLER MENDELSON, P.C.

22 Attorneys for Defendant  
23 DESERT PALACE, INC.  
24 d/b/a CAESARS PALACE

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**IT IS SO ORDERED.**

Dated: September 27, 2021.

20   
21 UNITED STATES DISTRICT JUDGE

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